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Page 1 of 2

IFW ✓

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/797,629	03/09/2004		T9983.A

CONFIRMATION NO. 4749

20450
ALAN J. HOWARTH
P.O. BOX 1909
SANDY, UT 84091-1909

FORMALITIES LETTER



OC000000012800310

Date Mailed: 05/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/30/2004 HDEMESS1 00000051 10797629

FILED UNDER 37 CFR 1.53(b)

01 FC:2001
02 FC:2051

385.00 OP
65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Led

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No. T9983.A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: YOUNGRO BYUN et al.)
TITLE: DRUG RELEASE FROM)
ANTITHROMBOGENIC)
MULTI-LAYER COATED)
STENT)
SERIAL NO.: 10/797,629)
FILED: March 9, 2004)
EXAMINER _____)
ART UNIT: _____)
) RESPONSE TO NOTICE TO
) FILE MISSING PARTS OF
) NONPROVISIONAL
) APPLICATION
)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed May 27, 2004, applicant responds as follows:

X Small Entity Status is hereby claimed.

Certificate of Deposit Under 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the 27th day of July, 2004.

Alan J. Howarth, Ph.D.
Attorney Registration No. 36,553

Please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- i. Declaration, Power of Attorney and Petition executed by the inventors (for U.S. Patent Application Serial No. 10/262,432, which is the priority application for the present divisional application; 37 C.F.R. § 1.63(d)(1));
- ii. Copy of the Notice to File Missing Parts of Application-Filing Date Granted;
- iii. An Information Disclosure Statement under 37 C.F.R. §1.97, accompanied by a Form PTO-1449.
- iv. PTO Form 2038 (Credit Card Payment Form) in the amount of \$450.00 to cover the filing fee for the above-identified application, and the surcharge fee pursuant to 37 C.F.R. § 1.16(e). These fees have been calculated as follows:

Basic filing fee for a Small Entity	=	\$385.00
0 Claims in excess of 20 (x \$9)	=	0.00
0 Independent Claims in excess of 3 (x \$39)	=	0.00
Surcharge fee for a Small Entity	=	\$ 65.00
TOTAL =		\$450.00

Please debit any additional fees, or credit any overpayment, to Deposit Account No. 50-0836.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 50-0836.

- Any additional filing fees required under 37 C.F.R. § 1.16.
- Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 50-0836.

- Any patent application processing fees under 37 C.F.R. § 1.17.
- The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).
- Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Please direct all future correspondence in connection with this application to:

Customer No. 20450

Please direct all telephonic and facsimile communications to:

Alan J. Howarth, Ph.D.

Telephone: (801) 255-5335
Facsimile: (801) 255-5338

Please reference the below provided attorney docket number in all communications:

T9983.A

Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 27th day of July, 2004.

Respectfully submitted,



Alan J. Howarth, Ph.D.
Attorney Registration No. 36,553

Clayton, Howarth & Cannon, P.C.
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Sandy, Utah 84091
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